

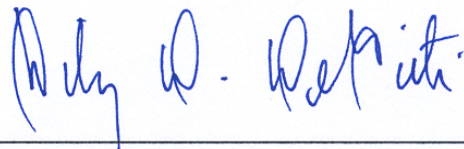
IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

JAMES D. ASHLEY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. CIV-08-846-D
	)	
MICHAEL J. ASTRUE, Commissioner of	)	
Social Security Administration,	)	
	)	
Defendant.	)	

**JUDGMENT AND ORDER OF REMAND**

Upon review of the file, and noting no timely objection to the findings and recommendations of United States Magistrate Judge Doyle W. Argo issued pursuant to 28 U.S.C. § 636(b)(1), the Court adopts the Report and Recommendation [Doc. No. 16] in its entirety. For the reasons stated therein, the Court enters judgment reversing the decision of the Commissioner pursuant to 42 U.S.C. § 405(g), and remanding the case for further administrative proceedings, consistent with the Report and Recommendation, regarding the determination of whether alcohol addiction is a contributing factor material to the determination of disability and whether Plaintiff's impairments prevent him from performing his past relevant work.

Entered this 27<sup>th</sup> day of August, 2009.



---

TIMOTHY D. DEGIUSTI  
UNITED STATES DISTRICT JUDGE